

**UNITED STATES DISTRICT COURT**

Plaintiffs,

V.

Defendants.

Case No. 1:08-cv-00981

Judge James B. Zagel

**PLAINTIFFS' UNOPPOSED MOTION FOR LEAVE TO FILE A**

Plaintiffs, AmeriGas Propane L.P. and Ferrellgas L.P. (“Plaintiffs”), by and through their counsel, pursuant to Local Rule 7.1 hereby submit their unopposed motion for leave to file a brief in excess of fifteen pages in opposition to defendants’ motion to dismiss. In support of said motion, Plaintiffs state as follows:

1. Plaintiffs filed their Amended Complaint on April 21, 2008, alleging claims under the Sherman Act, the Commodity Exchange Act, and common law unjust enrichment.

2. Defendants BP America, Inc., BP Corporation North America Inc., BP International Services Company, BP Products North America Inc., BP Energy, and BP America Production Company (“Defendants”) filed a motion to dismiss and supporting memorandum on May 30, 2008.

3. Plaintiffs anticipate that an additional ten pages are needed for a complete brief in opposition. The claims at issue involve a multitude of federal statutes and case law. Analysis and application of the legal theories and facts of this case will undoubtedly require Plaintiffs to prepare a response in excess of fifteen pages.

4. Plaintiffs respectfully ask the Court for leave to file a brief in opposition not to exceed 25 pages.

5. Defendants do not oppose this Motion.

WHEREFORE, Plaintiffs respectfully request that this Court grant them leave to file a brief in opposition to Defendants' motion to dismiss not to exceed 25 pages.

Dated: July 23, 2008

Respectfully submitted,

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